

**MICHAEL O. SCHEINBERG**  
Patent Attorney

September 3, 2002

**Fax**

**Name:** Examiner Fischer

**Organization:** Group 3627  
United States Patent and Trademark Office

**Fax:** 703-872-9327

**Phone:**

**From:** Michael O. Scheinberg  
PO Box 164140  
Austin, TX 78716-4140

**Phone:** (512) 328-9510

**Fax:** (512) 306-1963

**Date:** September 3, 2002

**Subject:** Request for Continued Examination and Amendment  
U.S. Pat. App. No. 09/300,881

**Pages:** 18 (including this page)

**Comments:**

Sir,

Applicant submits the attached:

1. Request for Continued Examination
2. Request for Two Month Extension of Time (in duplicate)
3. Fee Transmittal
4. Fee payment - PTO-2038
5. Amendment including 7 pages, plus 1 page marked-up paragraph, 2 pages marked-up claims, and one marked-up and one clean FIG. 6.

*Michael O. Scheinberg*  
Michael O. Scheinberg,  
Reg. No. 36,919

CONFIDENTIALITY NOTICE: Unless otherwise indicated or obvious from the nature of the transmittal, the information contained in this facsimile message is attorney privileged and confidential information intended for the use of the individual or entity named above. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify the sender by telephone and return the original message to Michael O. Scheinberg at the above address via the U.S. Postal Service at our expense.

Mailing Address  
P.O. Box 164140

Physical Address  
3425 Bee Cave Rd., Suite B1  
Austin, Texas 78746

Telephone: Voice: (512) 328-9510  
Fax: (512) 306-1963  
E-mail: [mosnatus@cs.com](mailto:mosnatus@cs.com)

Received from &lt;512 306 1963&gt; at 9/3/02 8:05:05 PM [Eastern Daylight Time]

PTO/SB/17 (10-01)

Approved for use through 10/31/2002. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**FEE TRANSMITTAL  
for FY 2002**

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 570.00)

**Complete if Known**

Application Number	09/300,881
Filing Date	04/28/1999
First Named Inventor	Wolffson
Examiner Name	Andrew F. Fischer
Group Art Unit	3627
Attorney Docket No.	C054-2

**METHOD OF PAYMENT**

- 1.
- ☒
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number 50-1635

Deposit Account Name Michael O. Scheinberg

- ☒
- Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

- ☒
- Applicant claims small entity status See 37 CFR 1.27

- 2.
- ☒
- Payment Enclosed:

☐ Check ☒ Credit card ☐ Money Order ☐ Other**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1) (\$)

**2. EXTRA CLAIM FEES**

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent	-20** =	X	
Multiple Dependent	-3** =	X	

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
103	16	203	9	Claims in excess of 20	
102	84	202	42	Independent claims in excess of 3	
104	280	204	140	Multiple dependent claim, if not paid	
109	84	209	42	** Reissue independent claims over original patent	
110	18	210	9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$)

\*\*or number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for <i>ex parte</i> reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	200.00
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,980	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	480	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(a)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	370.00
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 570.00)

**SUBMITTED BY**

Name (Print/Type) Michael O. Scheinberg

Registration No. 36,919

**Complete (if applicable)**

Telephone 512 328-9510

Signature

Date 09/03/2002

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC

Received from &lt; 512 306 1963 &gt; at 9/3/02 8:05:05 PM (Eastern Daylight Time) ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

**MICHAEL O. SCHEINBERG**  
Patent Attorney

September 3, 2002

# Fax

**Name:** Director, Group 3627  
**Organization:** United States Patent and Trademark Office  
**Fax:** 703-872-9327  
**Phone:**

**From:** Michael O. Scheinberg  
PO Box 164140  
Austin, TX 78716-4140  
**Phone:** (512) 328-9510  
**Fax:** (512) 306-1963  
**Date:** September 3, 2002  
**Subject:** Petition Under 37 CFR 1.181 to Withdraw Finality of Rejection  
U.S. Pat. App. No. 09/300.881  
**Pages:** 5

**Comments:**

Sir,

Applicant submits the attached petition.



Michael O. Scheinberg,  
Reg. No. 36,919

CONFIDENTIALITY NOTICE: Unless otherwise indicated or obvious from the nature of the transmittal, the information contained in this facsimile message is attorney privileged and confidential information intended for the use of the individual or entity named above. If the reader of this message is not the intended recipient, or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify the sender by telephone and return the original message to Michael O. Scheinberg at the above address via the U.S. Postal Service at our expense.

Mailing Address  
P.O. Box 164140

Physical Address  
3475 Bee Cave Rd., Suite 131  
Austin, Texas 78746

Telephone: Voice: (512) 328-9510  
Fax: (512) 306-1963  
E-mail: [mospatents@cs.com](mailto:mospatents@cs.com)

Received from <512 306 1963> at 9/3/02 7:25:06 PM [Eastern Daylight Time]